IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

SAMUEL O SANTIAGO CRUZ

DEBTOR

CASE NO 16-06728-MCF

CHAPTER 13

NOTICE OF FILING OF AMENDED CHAPTER 13 PLAN
AND CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

NOW COMES, SAMUEL O SANTIAGO CRUZ, debtor in the above captioned case, through the undersigned attorney, and very respectfully states and prays as follows:

1. Debtor is hereby submitting a proposed amended Plan, dated September 16, 2016, herewith and attached to this motion.

2. This proposed amended Plan is filed to amend the amount of arrears to be paid through the Plan to secured creditor EMI Equity Mortgage Inc. as per proof of claim 1-3.

WHEREFORE debtor respectfully requests the confirmation of the requested amended Plan, dated September 16, 2016.

I CERTIFY that on this same date a copy of this notice was sent via electronically with the Clerk of the Court using CM/ECF systems which will send notifications of such to the Chapter 13 Trustee; and also certify that I have mailed by United States Postal Service copy of this motion to the following non CM/ECF participants: debtor in the above captioned case, and to all creditors and parties in interest appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED.   In San Juan, Puerto Rico, this 16th day of September, 2016.

/s/ Roberto A. Figueroa Colón
ROBERTO A. FIGUEROA COLON
USDC #300105
ATTORNEY FOR PETITIONER

FIGUEROA & SERRANO, PSC
PO BOX 1635 GUAYNABO PR 00970-1635
TEL NO. (787) 744-7699
EMAIL: rfigueroa@fslawpr.com

United States Bankruptcy Court
District of Puerto Rico, San Juan Division

IN RE: Case No. **3:16-bk-6728**

SANTIAGO CRUZ, SAMUEL O   Chapter **13**
_____
Debtor(s)

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☐ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

| PLAN DATED: _____ | ☑ AMENDED PLAN DATED: **9/16/2016** |
| ☐ PRE ☐ POST-CONFIRMATION | Filed by: ☑ Debtor ☐ Trustee ☐ Other |

I. PAYMENT PLAN SCHEDULE

$	**125.00** x	**41** = $	**5,125.00**	
$	x	= $		
$	x	= $		
$	x	= $		
$	x	= $		

TOTAL: $ **5,125.00**

Additional Payments:
$_____ to be paid as a LUMP SUM
within _____ with proceeds to come from:

☐ Sale of Property identified as follows:
_____
_____

☐ Other:
_____
_____

Periodic Payments to be made other than, and in addition to the above:
$_____ x _____ = $ _____

PROPOSED BASE: $ **5,125.00**

III. ATTORNEY'S FEES
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee
Disclosure Statement: $ **2,758.00**

Signed: **/s/ SAMUEL O SANTIAGO CRUZ**
Debtor

_____
Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR ____ $ _____
B. SECURED CLAIMS:
☐ Debtor represents no secured claims.
☑ Creditors having secured claims will retain their liens and shall be paid as follows:
1. ☑ Trustee pays secured ARREARS:

Cr. **EMI Equity Mortgage**	Cr.	Cr.
# **Claim 1-3**	#	#
$ **1,834.00**	$	$

2. ☐ Trustee pays IN FULL Secured Claims:

Cr.	Cr.	Cr.
#	#	#
$	$	$

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr.	Cr.	Cr.
#	#	#
$	$	$

4. ☑ Debtor SURRENDERS COLLATERAL to Lien Holder:
Coop Caparra   Firstbank Puerto Ric
5. ☐ Other:
_____

6. ☑ Debtor otherwise maintains regular payments directly to:
EMI Equity Mortgage

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)
D. UNSECURED CLAIMS: Plan ☐ Classifies ☑ Does not Classify Claims.
1. (a) Class A: ☐ Co-debtor Claims / ☐ Other: _____
      ☐ Paid 100% / ☐ Other: _____

Cr.	Cr.	Cr.
#	#	#
$	$	$

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (*Executory contracts; payment of interest to unsecureds, etc.*)
* Attorney Fee Provision: Trustee will pay Attorney's fees before any claim and after administrative expenses
* Late filed claims filed by creditors will receive no distribution.
* Debtor reserves the right to object claims after plan confirmation.

Attorney for Debtor **Figueroa & Serrano, PSC**   Phone: **(787) 744-7699**

CHAPTER 13 PAYMENT PLAN

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Label Matrix for local noticing
0104-3
Case 16-06728-MCF13
District of Puerto Rico
Old San Juan
Fri Sep 16 14:09:22 AST 2016

EMI EQUITY MORTGAGE, INC
c/o WVS LAW LLC
17 MEXICO STREET
SUITE D-1
SAN JUAN, PR 00917-2202

US Bankruptcy Court District of P.R.
Jose V Toledo Fed Bldg & US Courthouse
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

Att Services
PO Box 192830
San Juan, PR 00919-2830

Coop Caparra
202 2nd Fl
Guaynabo, PR 00968

EMI Equity Mortgage, Inc
PO Box 195442
San Juan, PR 00919-5442

FIRST BANK
CONSUMER SERVICE CENTER
BANKRUPTCY DIVISION -CODE 248
PO BOX 9146, SAN JUAN PR 00908-0146

JOSE RAMON CARRION MORALES
PO BOX 9023884
SAN JUAN, PR 00902-3884

MONSITA LECAROZ ARRIBAS
OFFICE OF THE US TRUSTEE (UST)
OCHOA BUILDING
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901

ROBERTO ARISTIDES FIGUEROA-COLON
FIGUEROA & SERRANO, PSC
PO BOX 1635
GUAYNABO, PR 00970-1635

SAMUEL O SANTIAGO CRUZ
HC 71 BOX 7106
CAYEY, PR 00736-9119

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)EMI EQUITY MORTGAGE, INC
c/o WVS LAW LLC
17 MEXICO STREET,SUITE D-1
SAN JUAN, PR 00917-2202

End of Label Matrix
Mailable recipients   10
Bypassed recipients   1
Total   11